

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Applicant:</b>	Tsutomu Okada	<b>Examiner:</b>	Peter J. Vrettakos
<b>Serial No.:</b>	10/718,189	<b>Art Unit:</b>	3739
<b>Filed:</b>	November 20, 2003	<b>Docket:</b>	17272
<b>For:</b>	DIATHERMIC CUTTER	<b>Dated:</b>	October 22, 2007
<b>Conf. No.:</b>	9810		

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R. §§1.97 and 1.98, it is requested that the following reference, which is also listed on the attached Form PTO-1449, be made of record in the above-identified case.

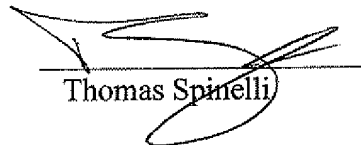
1. Japanese Patent Publication No. 2002-301088, dated October 15, 2002.

---

**CERTIFICATE OF ELECTRONIC FILING**

I hereby certify that this correspondence is being deposited with the United States Patent & Trademark Office via Electronic Filing through the United States Patent and Trademark Office e-business website, on October 22, 2007.

Dated: October 22, 2007

  
Thomas Spinelli

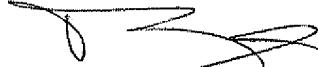
The reference was cited in an Official Action dated September 18, 2007 received from the Japanese Patent Office. Applicant is submitting a copy of the above-cited reference required by 37 C.F.R. 1.98 (a)(2)(i) and (ii), the Official Action, and an English translation of the Official Action. The relevance of the reference is described in the Official Action.

In compliance with the requirements of 37 C.F.R. §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 37 C.F.R. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of portions of an official action by a foreign examiner in which the references were cited. The relevance to the pending U.S. patent application is that the reference was cited in a foreign patent application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of the foreign examiner or the claims of the foreign application under the laws of that country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted herewith.

The undersigned attorney hereby states that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(d), the petition fee is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Thomas Spinelli', with a stylized flourish at the end.

Thomas Spinelli

Reg. No. 39,533

Scully, Scott, Murphy & Presser, P.C.  
400 Garden City Plaza - Ste. 300  
Garden City, New York 11530  
(516) 742-4343

TS:jam